

KENTUCKY BOARD OF RESPIRATORY CARE

MINUTES

October 19, 2017

A special meeting of the Kentucky Board of Respiratory Care was held on Thursday, October 19, 2017 at 5:30 p.m., at 2365 Harrodsburg Rd. Suite B350, Lexington, KY 40504

MEMBERS PRESENT

Pamela Boykin, RRT, Chair
Kathleen Kearney Schell, Vice Chair
James McCormick, MD
Alexander Tzouanakis, MD
Thomas Baxter, RRT
Robert Beaty, RRT
Ken McKenney, RRT

KBRC STAFF

Tamara G McDaniel, Executive Director
Rick L. Rose, Administrative Assistant

LEGAL COUNSEL

David C. Trimble

OTHER

The meeting was called to order at 5:30 p.m. by Pamela Boykin, Chair

Minutes

A motion was made by Ms. Schell, Seconded by Mr. Beaty to accept the meeting minutes of August 10, 2017. Motion carried unanimously.

Financial Statement

Ms. McDaniel presented the financial statements for August 2017 (FY 2018) and September 2017 (FY 2018). Mr. Beaty made a motion to accept the financials; seconded by Dr. Tzouanakis. Motion carried unanimously.

Continuing Education

Nothing to report

Staff Report

Ms. McDaniel and Mr. Rose gave an update on activities since the last meeting.

Old Business

2017 Audited Practitioners – Non Compliant

1. Brandi Conaway – Ms. Conaway has signed the Agreed Order. The Board is waiting on the payment of the fine and eight Continuing Education Units (CEUs) as stated in the Agreed Order. Ms. Schell made a motion to send Ms. Conaway a letter stating that she had until Oct. 31, 2017 to pay her fine and complete her CEUs. If she does not comply with these terms, the Board asks that Mr. Trimble draft a Notice of Complaint and Administrative Hearing to be sent to Ms. Conaway. Motion seconded by Dr. McCormick. Motion carried unanimously.

Complaints

Ms. Schell made a motion for the Board to go into closed session, pursuant to KRS 61.810(1) (c) and (j), to discuss proposed or pending litigation and to deliberate regarding individual adjudications. Mr. Beaty seconded the motion. The motion carried unanimously. Ms. Schell moved to come out of closed session; seconded by Dr. McCormick. Motion carried unanimously.

Agreed Orders – Compliant Cases

Samantha Adkins

Mr. Fingerson reported Samantha Adkins is compliant. No action on the case.

Aubrey Bryant

Mr. Fingerson reported Aubrey Bryant is compliant. No action on the case.

Terry Clark

Mr. Fingerson reported Terry Clark is compliant. No action on the case.

Eric Harmon

Mr. Fingerson reported Eric Harmon is complaint. No action on the case.

Kimberly Johnson – Ms. McDaniel reported that after completing an audit for Ms. Johnson's monitoring, she is compliant. No action on the case.

Shannon Keys

Mr. Fingerson reported Shannon Keys is compliant. No action on the case.

Aaron Peter

Mr. Fingerson reported Aaron Peter is compliant. No action on the case.

Jerome Scott

Compliant – No action on the case.

Erica Shepherd

Mr. Fingerson reported the Ms. Shepherd has not signed her KYPRN agreement. Ms. Shepherd's mandatory certificate will remain revoked until she has proven 6 months of sobriety through KYPRN.

Sara Sparks

Mr. Fingerson reported Sara Sparks is compliant. No action on the case.

Jill Stacy

Mr. Fingerson reported Jill Stacy is compliant. No action on the case.

Paul Sublett- Agreed Order completed 10-12-17

James K. Thompson – Agreed Order completed 10-15-17

Tara Wenzel

Mr. Fingerson reported Tara Wenzel is compliant. No action on the case.

KYPRN Cases – Review or Actions Needed

Paul Elliot - Mr. Fingerson reported a positive drug screen form Mr. Elliott. Ms. Schell made a motion, seconded by Dr. McCormick to send Mr. Elliott an offer of Agreed Order to surrender his mandatory certificate as revoked. If there is no response from Mr. Elliott by November 30, 2017 the Board requests Mr. Trimble to draft a Complaint and Notice of Administrative Hearing. Motion carried unanimously.

Active Complaint Cases

A. Timothy Cassity KY #5647 . Ms. Schell made a motion, seconded by Dr. McCormick to have Mr. Trimble draft a Complaint and Notice of Administrative Hearing to be sent to Mr. Cassity. Motion carried unanimously.

B. Cheryl Ann Pasquariello #6429 Complaint of false statements on renewal application. Ms. Pasquariello has returned her signed Agreed Order along with the fine and proof of completion of the AARC Ethics Course. No action taken.

C. Rhonda A. Dean # 4538 Complaint of false statements on renewal application The Board is waiting on the payment of the fine and proof of completion of the AARC Ethics Course as stated in the Agreed Order. Ms. Schell made a motion to send Ms. Conaway a letter stating that she had until October 31, 2017 to pay her fine and complete the course. If she does not comply with these terms, the Board asks that Mr. Trimble send a Notice of Complaint and Administrative Hearing to Ms. Conaway. Motion seconded by Dr. McCormick. Motion carried unanimously.

D. Brandi Conaway # 7448 Complaint of false statements on renewal application The Board is waiting on the payment of the fine and proof of completion of the AARC Ethics Course as stated in the Agreed Order. Ms. Schell made a motion to send Ms. Conaway a letter stating that she had until October 31, 2017 to pay her fine and complete the course. If she does not comply with these terms, the Board asks that Mr. Trimble send a Notice of Complaint and Administrative Hearing to Ms. Conaway. Motion seconded by Dr. McCormick. Motion carried unanimously.

E. Janet Cook #0142 Ms. Cook has retired and requested to surrender her license in lieu of compliance with her previous offer of Agree Order. A motion was made by Ms. Schell seconded by Dr. McCormick to accept the Agreed Order of Voluntary Surrender from Ms. Cook. Motion carried unanimously.

New Business

- A. 2018 Renewal Audit. A motion was made by Dr. Tzouanakis, seconded by Dr. McCormick to set the 2018 renewal audit at 15%. Motion carried unanimously.
- B. Ms. McDaniel presented information to the Board regarding Mr. Stephen Conn practicing Respiratory Care without a being properly licensed in Kentucky. A motion was make by Ms. Schell, seconded by Dr. McCormick, that Ms. McDaniel send Mr. Conn a letter outlining the accusations against him and that he immediately cease and desist practicing Respiratory Care in Kentucky. The Board further requests Ms. McDaniel to send letters regarding Mr. Conn to the following: Fayette County Attorney, Estill County Attorney, National Board of Respiratory Care, Kentucky Board of Durable Medical Equipment Suppliers and Mr. Conn's employer, Resp – A- Care in Richmond KY.

Application Review

A motion was made by Dr. McCormick seconded by Mr. Beaty to accept all **(42)** applications since the last meeting. Motion carried unanimously.

The following **Student applications (7)** were approved:

Brittany N. Haste, Elizabeth D'Ottavio, Bridget N. Knight, Amberly N. Robinson, Terry A. Smith, Shelby N. Taylor, Shelby N. Taylor, Taylor M. Tolson

The following **Mandatory applications (35)** were approved:

Sherry Araujo, Robin G. Campbell, Andrea L. Canterberry, Joann L. Cassell, Robert W. DeLong, Catherine M. Fahrner, Mindy L. Fairbanks, Heather D. Greer, Juanita E. Glover, Lisa K. Hadding, Karri A. Jack, Matthew A. Johnston, Richard J. Klug, Alfreda B. McCloud, Emily A. Merk, Elizatheth J. Mullins, Douglas E. Petsiger, Scott, M. Pettinichi, Robert R. Philips, Terin L. Pulley, Sunny J. Rushing, Maranda A. Schmitz, Jacqueline D. Smith, Amy L. Wallis, Shawna M. Wymer, Bobby Allen, Heather D. Alley, Emmitt E. Ballard, Allison M. Brake, Heather D. Curtis, Amanda L. Wheatley, Monica D. Day, Richard Opoku Agyemang, Megan E. Tepe, Joshua A. Watkins.

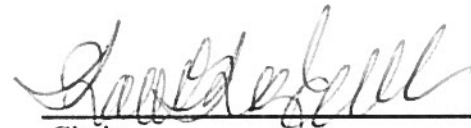
Announcements

Ms. Boykin announced the next meeting will be Thursday, December 14, 2017 at 5:30 p.m., EST in Lexington, KY.

Approval of Per-diem, Compensation, Travel and Honoraria

A motion was made by Dr. McCormick seconded by Mr. Beaty, to approve the payment of per diem, compensation, travel at 42 cents per mile, and honoraria for Board members. Motion carried unanimously.

Dr. McCormick made a motion to adjourn the meeting, seconded by Dr. Tzouanakis. Motion carried unanimously. Meeting adjourned at 7:45 p.m.


Chair
KY Board of Respiratory Care